

UNITED STATE DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

DAVID HAROLD HANSON,

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Case No. 19-CV-1124-GBW-KK

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Plaintiff,

)

)

vs.

)

)

FORREST FENN,

)

)

Defendant.

)

)

**STIPULATED NOTICE OF DISMISSAL OF  
COMPLAINT AND COUNTERCLAIM**

COME NOW Plaintiff David Harold Hanson, Plaintiff Pro Se, and Defendant Forrest Fenn, by and through his attorneys, Sommer Karnes & Associates, LLP (Karl H. Sommer), and hereby dismiss all claims made by Plaintiff in his Complaint and all counterclaims made by Defendant in his Answer and Counterclaim in this case with prejudice pursuant to NMRA 1-041. As grounds for the Notice, both parties allege:

1. Rule 1-041(A) provides that an action may be dismissed by stipulation by all parties who have appeared.
2. On December 20, 2019, Brian Erskine ("Movant Intervenor") filed a Motion to Intervene. The Court has not yet ruled on the Motion.
3. On December 30, 2019, Movant Intervenor filed an *Answer and Cross-Claim of Brian Erskine as Intervenor-Defendant* seeking relief from the Court to dismiss Plaintiff's Complaint "in its entirety." [Doc 12 Prayer for Relief].
4. The parties shall pay their own attorneys' fees and costs incurred in connection with this action.

Respectfully submitted,

Sommer Karnes & Associates, LLP  
Attorneys for Defendant

By: /s/ Karl H. Sommer

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APPROVED:

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2077 Windham Way  
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BRIAN ERSKINE  
Movant Intervenor  
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Respectfully submitted,

Sommer Karnes & Associates, LLP  
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